Case 08-32642 Doc 1 Filed 11/28/08 Entered 11/28/08 12:25:26 Desc Main Document Page 1 of 11

| B1 (Official   | Form 1)(1/                        | 08)                       |  |                                   |   | oarriorr                             |                                     | 190 ± 0  |   |                                |                          |  |
|--|-----------------------------------|---------------------------|--|-----------------------------------|---|--------------------------------------|-------------------------------------|--|---|--------------------------------|--------------------------|--|
|  |                                   |                           | United<br>No                                     |                                   |   | ruptcy<br>of Illino                  |                                     | ,  |   |                                | Vo                       | oluntary Petition  |
| Name of Debtor (if individual, enter Last, First, Middle): Wright, Carolyn A                       |                                   |                           |  |                                   | Nam   | e of Joint Do                        | ebtor (Spouse                       | e) (Last, First  | , Middle):  |                                |                          |  |
| All Other Names used by the Debtor in the last 8 years (include married, maiden, and trade names): |                                   |                           |  |                                   |   |                                      | used by the I, maiden, and          |  |   | 8 years                        |                          |  |
| Last four dig  | one, state all)                   | Sec. or Indi              | vidual-Taxp                                      | ayer I.D. (                       | (ITIN) No./                                 | Complete E                           | IN Last                             | four digits ore than one, s  | of Soc. Sec. or<br>state all)                                     | r Individual-                  | Taxpayer                 | I.D. (ITIN) No./Complete Ell                             |
| Street Addre<br>22421 R  |                                   | *                         | Street, City,                                    | and State)                        | ):  | ZID C. I                             |                                     | t Address of   | f Joint Debtor  | (No. and St                    | reet, City,              |  |
|  |                                   |                           |  |                                   | Г   | ZIP Code<br><b>60471</b>             | -                                   |  |   |                                |                          | ZIP Code   |
| County of R  | Residence or                      | of the Prin               | cipal Place o                                    | of Busines                        |   | ••••                                 | Cour                                | ty of Reside   | ence or of the  | Principal Pl                   | ace of Bus               | siness:  |
| Mailing Add  | dress of Deb                      | otor (if diffe            | rent from str                                    | reet addres                       | ss):  |                                      | Mail                                | ng Address   | of Joint Debt   | tor (if differe                | nt from st               | reet address):   |
|  |                                   |                           |  |                                   | _   | ZIP Code                             | ;                                   |  |   |                                |                          | ZIP Code   |
| Location of  | Principal A                       | ssets of Bus              | siness Debto                                     | r                                 |   |                                      |                                     |  |   |                                |                          |  |
| (if different  |                                   |                           |  | •                                 |   |                                      |                                     |  |   |                                |                          |  |
|  |                                   | f Debtor                  |  |                                   |   | of Business                          | 3                                   |  | -   |                                |                          | Under Which  |
|  |                                   | Organization)<br>one box) |  | ☐ Hea                             | Checi<br>Ith Care Bu                        | one box)                             |                                     | Chapt  |   | Petition is F                  | iled (Chec               | ck one box)  |
| ■ Individu   | ıal (includes                     | Joint Debte               | ors)   |                                   | gle Asset Ro                                | eal Estate as                        | s defined                           | ☐ Chapt  | ter 9   |                                |                          | Petition for Recognition                                 |
|  | ibit D on pa                      |                           | ,  | ☐ Rail                            | road  | 101 (316)                            |                                     | ☐ Chapt  |   |                                | U                        | Main Proceeding Petition for Recognition                 |
| _  | tion (include                     | es LLC and                | LLP)   | 1 —                               | ckbroker<br>nmodity Br                      | oker                                 |                                     | Chapter 13 of a Foreign Nonmain Proceeding   |   |                                | C                        |  |
| Partners   | 1                                 | C.d.                      |  | ☐ Clea                            | aring Bank                                  | oker                                 |                                     |  |   |                                |                          |  |
|  | f debtor is not<br>s box and stat |                           |  | Oth                               |   | empt Entity                          | ,                                   |  |   |                                | e of Debts<br>k one box) | S  |
|  |                                   |                           |  | und                               | (Check box<br>otor is a tax-<br>er Title 26 | if applicable exempt orgof the Unite | e)<br>ganization<br>ed States       | defined<br>"incuri   | are primarily cod in 11 U.S.C. § red by an indivioual, family, or | § 101(8) as<br>idual primarily | for                      | ☐ Debts are primarily business debts.                    |
|  |                                   | _                         | ee (Check o                                      | ne box)                           |   |                                      | 1                                   | k one box:   |   | Chapter 11                     |                          |  |
|  | ng Fee attac                      |                           |  |                                   |   |                                      |                                     |  |   |                                |                          | in 11 U.S.C. § 101(51D).<br>ned in 11 U.S.C. § 101(51D). |
| attach si  | igned applic                      | ation for the             | nents (applic<br>e court's con<br>estallments. ] | sideration                        | certifying t                                | hat the deb                          | tor   -                             | Check if:  Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$2,190,000. |   |                                |                          |  |
|  |                                   |                           | plicable to c                                    |                                   |   |                                      |                                     | Check all applicable boxes:  |   |                                |                          |  |
| attach si  | igned applic                      | ation for the             | e court's con                                    | sideration                        | . See Official                              | Form 3B.                             |                                     | Acceptan   | being filed w<br>ces of the pla<br>creditors, in                  | n were solici                  | ited prepet              | tition from one or more .S.C. § 1126(b).                 |
| Statistical/A  |                                   |                           | a <b>tion</b><br>l be available                  | a for distri                      | bution to u                                 | neacurad cr                          | aditors                             |  |   | THIS                           | S SPACE IS               | S FOR COURT USE ONLY                                     |
| Debtor e   | estimates tha                     | at, after any             | exempt proj<br>for distribut                     | perty is ex                       | cluded and                                  | administrat                          |                                     | ses paid,  |   |                                |                          |  |
| Estimated N  | Number of C                       | reditors                  |  |                                   |   |                                      |                                     |  |   |                                |                          |  |
| 1-<br>49   | 50-<br>99                         | 100-<br>199               | 200-<br>999                                      | 1,000-<br>5,000                   | 5,001-<br>10,000                            | 10,001-<br>25,000                    | 25,001-<br>50,000                   | 50,001-<br>100,000   | OVER<br>100,000   |                                |                          |  |
| Estimated A  \$0 to \$50,000   | \$50,001 to \$100,000             | \$100,001 to<br>\$500,000 | \$500,001<br>to \$1<br>million                   | \$1,000,001<br>to \$10<br>million | \$10,000,001<br>to \$50<br>million          | \$50,000,001<br>to \$100<br>million  | \$100,000,00<br>to \$500<br>million | 1 \$500,000,001<br>to \$1 billion  |   |                                |                          |  |
| Estimated L  \$0 to \$50,000   | \$50,001 to \$100,000             | \$100,001 to<br>\$500,000 | \$500,001<br>to \$1<br>million                   | \$1,000,001<br>to \$10<br>million | \$10,000,001<br>to \$50<br>million          | \$50,000,001<br>to \$100<br>million  | \$100,000,00<br>to \$500<br>million | 1 \$500,000,001<br>to \$1 billion  |   |                                |                          |  |

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| BI (Official Fort             | 11 1)(1/08)   |   | rage 2   |  |  |
|-------------------------------|---|---|--|--|--|
| Voluntary                     | Petition  | Name of Debtor(s): Wright, Carolyn A  |  |  |  |
| (This page mus                | st be completed and filed in every case)  | 2.77  |  |  |  |
| <del>*</del>                  | All Prior Bankruptcy Cases Filed Within Last  |   |  |  |  |
| Location<br>Where Filed:      | - None -  | Case Number:  | Date Filed:  |  |  |
| Location<br>Where Filed:      |   | Case Number:  | Date Filed:  |  |  |
| Per                           | nding Bankruptcy Case Filed by any Spouse, Partner, or  | Affiliate of this Debtor (If more tha   | n one, attach additional sheet)  |  |  |
| Name of Debto                 | or:   | Case Number:  | Date Filed:  |  |  |
| District:                     |   | Relationship:   | Judge:<br>John Squires   |  |  |
|                               | Exhibit A   |   | xhibit B   |  |  |
| forms 10K ar<br>pursuant to S | leted if debtor is required to file periodic reports (e.g., and 10Q) with the Securities and Exchange Commission ection 13 or 15(d) of the Securities Exchange Act of 1934 ting relief under chapter 11.) | I, the attorney for the petitioner name<br>have informed the petitioner that [he<br>12, or 13 of title 11, United States Co | I whose debts are primarily consumer debts.) d in the foregoing petition, declare that I or she] may proceed under chapter 7, 11, de, and have explained the relief available tify that I delivered to the debtor the notice |  |  |
| ☐ Exhibit A                   | A is attached and made a part of this petition.   | X_/s/ Lorraine M. Greenberg ARDC National ARDC National ARDC National ARDC National ARDC No.: 03129023                      |  |  |  |
|                               | Exh   | ibit C  |  |  |  |
|                               | r own or have possession of any property that poses or is alleged to Exhibit C is attached and made a part of this petition.  | pose a threat of imminent and identifiabl   | e harm to public health or safety?   |  |  |
|                               | Exh   | ibit D  |  |  |  |
| _                             | eted by every individual debtor. If a joint petition is filed, ear<br>O completed and signed by the debtor is attached and made and<br>t petition:  | •   | a separate Exhibit D.)   |  |  |
| ☐ Exhibit I                   | O also completed and signed by the joint debtor is attached a   | and made a part of this petition.   |  |  |  |
|                               | Information Regardin  | _   |  |  |  |
| •                             | (Check any ap Debtor has been domiciled or has had a residence, principal days immediately preceding the date of this petition or for   | al place of business, or principal asse   | ets in this District for 180   |  |  |
|                               | There is a bankruptcy case concerning debtor's affiliate, ge  |   | -  |  |  |
|                               |   |   |  |  |  |
|                               | Certification by a Debtor Who Reside<br>(Check all app  |   | rty  |  |  |
|                               | Landlord has a judgment against the debtor for possession   | of debtor's residence. (If box checked  | , complete the following.)   |  |  |
|                               | (Name of landlord that obtained judgment)   | <u> </u>  |  |  |  |
|                               | (Address of landlord)   |   |  |  |  |
|                               | Debtor claims that under applicable nonbankruptcy law, th   |   |  |  |  |
|                               | the entire monetary default that gave rise to the judgment f<br>Debtor has included in this petition the deposit with the co  |   | •  |  |  |
|                               | after the filing of the petition.  Debtor certifies that he/she has served the Landlord with the  | nis certification. (11 U.S.C. § 362(1)).  |  |  |  |

B1 (Official Form 1)(1/08) Document Page 3 of 11

# **Voluntary Petition**

(This page must be completed and filed in every case)

# Signature(s) of Debtor(s) (Individual/Joint)

I declare under penalty of perjury that the information provided in this petition is true and correct.

[If petitioner is an individual whose debts are primarily consumer debts and has chosen to file under chapter 7] I am aware that I may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, understand the relief available under each such chapter, and choose to proceed under chapter 7. [If no attorney represents me and no bankruptcy petition preparer signs the petition] I have obtained and read the notice required by 11 U.S.C. §342(b).

I request relief in accordance with the chapter of title 11, United States Code, specified in this petition.

# X /s/ Carolyn A Wright

Signature of Debtor Carolyn A Wright

 $\mathbf{X}$ 

Signature of Joint Debtor

Telephone Number (If not represented by attorney)

November 28, 2008

Date

# Signature of Attorney\*

## X /s/ Lorraine M. Greenberg ARDC No.:

Signature of Attorney for Debtor(s)

### Lorraine M. Greenberg ARDC No.: 03129023

Printed Name of Attorney for Debtor(s)

### Lorraine M. Greenberg, P.C.

Firm Name

20 E. Jackson Blvd. Suite 800 Chicago, IL 60604

Address

# Email: Igreenberg@greenberglaw.net 312-408-0007 Fax: 312-264-5620

Telephone Number

# November 28, 2008

Date

\*In a case in which § 707(b)(4)(D) applies, this signature also constitutes a certification that the attorney has no knowledge after an inquiry that the information in the schedules is incorrect.

### Signature of Debtor (Corporation/Partnership)

I declare under penalty of perjury that the information provided in this petition is true and correct, and that I have been authorized to file this petition on behalf of the debtor.

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

X

Signature of Authorized Individual

Printed Name of Authorized Individual

Title of Authorized Individual

Date

Name of Debtor(s):

Wright, Carolyn A

### Signatures

### Signature of a Foreign Representative

Page 3

I declare under penalty of perjury that the information provided in this petition is true and correct, that I am the foreign representative of a debtor in a foreign proceeding, and that I am authorized to file this petition.

(Check only one box.)

- ☐ I request relief in accordance with chapter 15 of title 11. United States Code. Certified copies of the documents required by 11 U.S.C. §1515 are attached.
- ☐ Pursuant to 11 U.S.C. §1511, I request relief in accordance with the chapter of title 11 specified in this petition. A certified copy of the order granting recognition of the foreign main proceeding is attached.

| _ |  |
|---|--|
| 7 |  |
|   |  |
|   |  |
|   |  |

Signature of Foreign Representative

Printed Name of Foreign Representative

Date

# Signature of Non-Attorney Bankruptcy Petition Preparer

I declare under penalty of perjury that: (1) I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110; (2) I prepared this document for compensation and have provided the debtor with a copy of this document and the notices and information required under 11 U.S.C. §§ 110(b), 110(h), and 342(b); and, (3) if rules or guidelines have been promulgated pursuant to 11 U.S.C. § 110(h) setting a maximum fee for services chargeable by bankruptcy petition preparers, I have given the debtor notice of the maximum amount before preparing any document for filing for a debtor or accepting any fee from the debtor, as required in that section. Official Form 19 is attached.

Printed Name and title, if any, of Bankruptcy Petition Preparer

Social-Security number (If the bankrutpcy petition preparer is not an individual, state the Social Security number of the officer, principal, responsible person or partner of the bankruptcy petition preparer.)(Required by 11 U.S.C. § 110.)

|  |  | _ |  |
|--|--|---|--|
|  |  |   |  |
|  |  |   |  |
|  |  |   |  |
|  |  |   |  |

Date

Address

Signature of Bankruptcy Petition Preparer or officer, principal, responsible person, or partner whose Social Security number is provided above.

Names and Social-Security numbers of all other individuals who prepared or assisted in preparing this document unless the bankruptcy petition preparer is not an individual:

If more than one person prepared this document, attach additional sheets conforming to the appropriate official form for each person.

A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both 11 U.S.C. §110; 18 U.S.C. §156.

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Official Form 1, Exhibit D (10/06)

# United States Bankruptcy Court Northern District of Illinois

| In re | Carolyn A Wright |           | Case No. |    |
|-------|------------------|-----------|----------|----|
|       |                  | Debtor(s) | Chapter  | 13 |

# EXHIBIT D - INDIVIDUAL DEBTOR'S STATEMENT OF COMPLIANCE WITH CREDIT COUNSELING REQUIREMENT

Warning: You must be able to check truthfully one of the five statements regarding credit counseling listed below. If you cannot do so, you are not eligible to file a bankruptcy case, and the court can dismiss any case you do file. If that happens, you will lose whatever filing fee you paid, and your creditors will be able to resume collection activities against you. If your case is dismissed and you file another bankruptcy case later, you may be required to pay a second filing fee and you may have to take extra steps to stop creditors' collection activities.

Every individual debtor must file this Exhibit D. If a joint petition is filed, each spouse must complete and file a separate Exhibit D. Check one of the five statements below and attach any documents as directed.

- 1. Within the 180 days **before the filing of my bankruptcy case**, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, and I have a certificate from the agency describing the services provided to me. Attach a copy of the certificate and a copy of any debt repayment plan developed through the agency.
- □ 2. Within the 180 days **before the filing of my bankruptcy case**, I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, but I do not have a certificate from the agency describing the services provided to me. *You must file a copy of a certificate from the agency describing the services provided to you and a copy of any debt repayment plan developed through the agency no later than 15 days after your bankruptcy case is filed.*
- □ 3. I certify that I requested credit counseling services from an approved agency but was unable to obtain the services during the five days from the time I made my request, and the following exigent circumstances merit a temporary waiver of the credit counseling requirement so I can file my bankruptcy case now. [Must be accompanied by a motion for determination by the court.][Summarize exigent circumstances here.] \_\_\_\_

If the court is satisfied with the reasons stated in your motion, it will send you an order approving your request. You must still obtain the credit counseling briefing within the first 30 days after you file your bankruptcy case and promptly file a certificate from the agency that provided the briefing, together with a copy of any debt management plan developed through the agency. Any extension of the 30-day deadline can be granted only for cause and is limited to a maximum of 15 days. A motion for extension must be filed within the 30-day period. Failure to fulfill these requirements may result in dismissal of your case. If the court is not satisfied with your reasons for filing your bankruptcy case without first receiving a credit counseling briefing, your case may be dismissed.

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# Official Form 1, Exh. D (10/06) - Cont.

| ☐ 4. I am not required to receive a credit counseling briefing because of: [Check the applicable  |
|---|
| statement.] [Must be accompanied by a motion for determination by the court.]   |
| ☐ Incapacity. (Defined in 11 U.S.C. § 109(h)(4) as impaired by reason of mental illness or  |
| mental deficiency so as to be incapable of realizing and making rational decisions with respect to  |
| financial responsibilities.);   |
| ☐ Disability. (Defined in 11 U.S.C. § 109(h)(4) as physically impaired to the extent of being   |
| unable, after reasonable effort, to participate in a credit counseling briefing in person, by telephone, or   |
| through the Internet.);   |
| ☐ Active military duty in a military combat zone.   |
| □ 5. The United States trustee or bankruptcy administrator has determined that the credit counseling requirement of 11 U.S.C. § 109(h) does not apply in this district. |
| I certify under penalty of perjury that the information provided above is true and correct.   |
| Signature of Debtor: /s/ Carolyn A Wright Carolyn A Wright  |
| Date: November 28, 2008   |

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United States Bankruptcy Court
Northern District of Illinois

| Carolyn A Wright  |  | Case No.   |   |
|---|--|--|---|
|   | Debtor(s)  | Chapter  | 13  |
| DISCLOSURE OF COMPE   | NSATION OF ATTO  | RNEY FOR D   | EBTOR(S)  |
| ompensation paid to me within one year before the fili  | ng of the petition in bankrupt   | cy, or agreed to be pa   | id to me, for services rendered or to   |
| For legal services, I have agreed to accept   |  | \$   | 3,500.00  |
| Prior to the filing of this statement I have received   |  | \$   | 500.00  |
| Balance Due   |  | \$   | 3,000.00  |
| The source of the compensation paid to me was:  |  |  |   |
| ■ Debtor □ Other (specify):   |  |  |   |
| The source of compensation to be paid to me is:   |  |  |   |
| ■ Debtor □ Other (specify):   |  |  |   |
| I have not agreed to share the above disclosed comp   | ensation with any other perso  | n unless they are men  | nhere and accordates of my law firm   |
| - Thave not agreed to share the above-disclosed comp  | ensation with any other perso  | if unless they are men   | ibers and associates of my law min.   |
|   |  |  |   |
| <ul> <li>Analysis of the debtor's financial situation, and rende</li> <li>Preparation and filing of any petition, schedules, state</li> <li>Representation of the debtor at the meeting of creditor</li> <li>[Other provisions as needed]</li> <li>preparing documents for filing bankruph necessary, background check, possibly review of income to determine CMI and</li> </ul> | ering advice to the debtor in de<br>ement of affairs and plan which<br>ors and confirmation hearing,<br>tcy petition and schedule<br>verification of assets, an<br>DMI, reviewing documen    | etermining whether to<br>ch may be required;<br>and any adjourned he<br>s; ordering tax tra<br>ad possibly verificats<br>ts with client, attel   | file a petition in bankruptcy; arings thereof; nscripts, credit reports when ation of valuations of assets, ading meeting of creditors,   |
| representation in any adversary proceed unless otherwise provided for in the Cocases, the following professional legal sfees are paid: 1) the preparation of and  | ding unless specifically c<br>urt's Model Retention Ag<br>services are not included<br>presentation of motion fo   | ontracted for and a<br>reement mandated<br>unless specificall<br>or redemption; 2)   | l to be used in Chapter 13<br>y contracted for and additiona<br>and the preparation of and  |
|   | CERTIFICATION  |  |   |
| certify that the foregoing is a complete statement of any unkruptcy proceeding.   | y agreement or arrangement for   | or payment to me for r   | epresentation of the debtor(s) in   |
| : November 28, 2008   | /s/ Lorraine M. (  | Greenberg ARDC   | No.:  |
| ·   | Lorraine M. Gre  | enberg ARDC No   |   |
|   |  |  |   |
|   | Suite 800  |  |   |
|   |  |  |   |
|   |  |  |   |
|   | DISCLOSURE OF COMPENT of the compensation paid to me within one year before the filities rendered on behalf of the debtor(s) in contemplation of For legal services, I have agreed to accept | Debtor(s)  DISCLOSURE OF COMPENSATION OF ATTO oursuant to 11 U.S.C. § 329(a) and Bankruptcy Rule 2016(b), I certify that I compensation paid to me within one year before the filing of the petition in bankrupte rendered on behalf of the debtor(s) in contemplation of or in connection with the best of the debtor(s) in contemplation of or in connection with the best or the filing of this statement I have received.  Balance Due | Disclosure of Compensation of the debtor(s) as a Bankruptey Rule 2016(b), I certify that I am the attorney for impensation paid to me within one year before the filing of the petition in bankruptey, or agreed to be pare rendered on behalf of the debtor(s) in contemplation of or in connection with the bankruptey case is as fer For legal services, I have agreed to accept.  Prior to the filing of this statement I have received.  \$ Balance Due.  Besource of the compensation paid to me was:  Debtor Other (specify):  In have not agreed to share the above-disclosed compensation with any other person unless they are men copy of the agreement, together with a list of the names of the people sharing in the compensation is attributed to the debtor's financial situation, and rendering advice to the debtor in determining whether to Preparation and filing of any petition, schedules, statement of affairs and plan which may be required; Representation of the debtor at the meeting of creditors and confirmation hearing, and any adjourned he (Other provisions as needed)  preparing documents for filing bankruptcy petition and schedules; ordering tax tra necessary, background check, possibly verification of assets, and possibly verificar review of income to determine CMI and DMI, reviewing documents with client, atter advising client regarding readfirmation agreements, redemption, notifying creditors to avoid liens in personal property  y agreement with the debtor(s), the above-disclosed fee does not include the following service:  representation in any adversary proceeding unless specifically contracted for and unless otherwise provided for in the Court's Model Retention Agreement mandatec cases, the following professional legal services are not included unless specificall fees are paid: 1) the preparation of and presentation of motion for redemption; 2) presentation of motions to avoid judicial lien; 2) and the preparation of and presentin personal property.  CERTIFICATION  CERTIFICATION  Lorraine M. Greenberg ARDC Not Lorraine M |

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS

# NOTICE TO INDIVIDUAL CONSUMER DEBTOR UNDER § 342(b) OF THE BANKRUPTCY CODE

In accordance with § 342(b) of the Bankruptcy Code, this notice: (1) Describes briefly the services available from credit counseling services; (2) Describes briefly the purposes, benefits and costs of the four types of bankruptcy proceedings you may commence; and (3) Informs you about bankruptcy crimes and notifies you that the Attorney General may examine all information you supply in connection with a bankruptcy case. You are cautioned that bankruptcy law is complicated and not easily described. Thus, you may wish to seek the advice of an attorney to learn of your rights and responsibilities should you decide to file a petition. Court employees cannot give you legal advice.

# 1. Services Available from Credit Counseling Agencies

With limited exceptions, § 109(h) of the Bankruptcy Code requires that all individual debtors who file for bankruptcy relief on or after October 17, 2005, receive a briefing that outlines the available opportunities for credit counseling and provides assistance in performing a budget analysis. The briefing must be given within 180 days <u>before</u> the bankruptcy filing. The briefing may be provided individually or in a group (including briefings conducted by telephone or on the Internet) and must be provided by a nonprofit budget and credit counseling agency approved by the United States trustee or bankruptcy administrator. The clerk of the bankruptcy court has a list that you may consult of the approved budget and credit counseling agencies.

In addition, after filing a bankruptcy case, an individual debtor generally must complete a financial management instructional course before he or she can receive a discharge. The clerk also has a list of approved financial management instructional courses.

# 2. The Four Chapters of the Bankruptcy Code Available to Individual Consumer Debtors

# Chapter 7: Liquidation (\$245 filing fee, \$39 administrative fee, \$15 trustee surcharge: Total Fee \$299)

- 1. Chapter 7 is designed for debtors in financial difficulty who do not have the ability to pay their existing debts. Debtors whose debts are primarily consumer debts are subject to a "means test" designed to determine whether the case should be permitted to proceed under chapter 7. If your income is greater than the median income for your state of residence and family size, in some cases, creditors have the right to file a motion requesting that the court dismiss your case under § 707(b) of the Code. It is up to the court to decide whether the case should be dismissed.
- 2. Under chapter 7, you may claim certain of your property as exempt under governing law. A trustee may have the right to take possession of and sell the remaining property that is not exempt and use the sale proceeds to pay your creditors.
- 3. The purpose of filing a chapter 7 case is to obtain a discharge of your existing debts. If, however, you are found to have committed certain kinds of improper conduct described in the Bankruptcy Code, the court may deny your discharge and, if it does, the purpose for which you filed the bankruptcy petition will be defeated.
- 4. Even if you receive a general discharge, some particular debts are not discharged under the law. Therefore, you may still be responsible for most taxes and student loans; debts incurred to pay nondischargeable taxes; domestic support and property settlement obligations; most fines, penalties, forfeitures, and criminal restitution obligations; certain debts which are not properly listed in your bankruptcy papers; and debts for death or personal injury caused by operating a motor vehicle, vessel, or aircraft while intoxicated from alcohol or drugs. Also, if a creditor can prove that a debt arose from fraud, breach of fiduciary duty, or theft, or from a willful and malicious injury, the bankruptcy court may determine that the debt is not discharged.

# <u>Chapter 13</u>: Repayment of All or Part of the Debts of an Individual with Regular Income (\$235 filing fee, \$39 administrative fee: Total fee \$274)

- 1. Chapter 13 is designed for individuals with regular income who would like to pay all or part of their debts in installments over a period of time. You are only eligible for chapter 13 if your debts do not exceed certain dollar amounts set forth in the Bankruptcy Code.
- 2. Under chapter 13, you must file with the court a plan to repay your creditors all or part of the money that you owe them, using your future earnings. The period allowed by the court to repay your debts may be three years or five years, depending upon your income and other factors. The court must approve your plan before it can take effect.
- 3. After completing the payments under your plan, your debts are generally discharged except for domestic support obligations; most student loans; certain taxes; most criminal fines and restitution obligations; certain debts which are not properly listed in your bankruptcy papers; certain debts for acts that caused death or personal injury; and certain long term secured obligations.

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### B 201 (04/09/06)

## Chapter 11: Reorganization (\$1000 filing fee, \$39 administrative fee: Total fee \$1039)

Chapter 11 is designed for the reorganization of a business but is also available to consumer debtors. Its provisions are quite complicated, and any decision by an individual to file a chapter 11 petition should be reviewed with an attorney.

# Chapter 12: Family Farmer or Fisherman (\$200 filing fee, \$39 administrative fee: Total fee \$239)

Chapter 12 is designed to permit family farmers and fishermen to repay their debts over a period of time from future earnings and is similar to chapter 13. The eligibility requirements are restrictive, limiting its use to those whose income arises primarily from a family-owned farm or commercial fishing operation.

# 3. Bankruptcy Crimes and Availability of Bankruptcy Papers to Law Enforcement Officials

A person who knowingly and fraudulently conceals assets or makes a false oath or statement under penalty of perjury, either orally or in writing, in connection with a bankruptcy case is subject to a fine, imprisonment, or both. All information supplied by a debtor in connection with a bankruptcy case is subject to examination by the Attorney General acting through the Office of the United States Trustee, the Office of the United States Attorney, and other components and employees of the Department of Justice.

**WARNING:** Section 521(a)(1) of the Bankruptcy Code requires that you promptly file detailed information regarding your creditors, assets, liabilities, income, expenses and general financial condition. Your bankruptcy case may be dismissed if this information is not filed with the court within the time deadlines set by the Bankruptcy Code, the Bankruptcy Rules, and the local rules of the court.

### **Certificate of Attorney**

I hereby certify that I delivered to the debtor this notice required by § 342(b) of the Bankruptcy Code.

| Lorraine M. Greenberg ARDC No.: 03129023         | /s/ Lorraine M. Greenberg ARDC $X$ No.: | November 28, 2008 |
|--|---|-------------------|
| Printed Name of Attorney                         | Signature of Attorney                   | Date              |
| Address:   |   |                   |
| 20 E. Jackson Blvd.<br>Suite 800                 |   |                   |
| Chicago, IL 60604<br>312-408-0007                |   |                   |
| lgreenberg@greenberglaw.net                      |   |                   |
|  | Certificate of Debtor                   |                   |
| I (We), the debtor(s), affirm that I (we) have r | eceived and read this notice.           |                   |
| Carolyn A Wright                                 | $\mathrm{X}$ /s/ Carolyn A Wright       | November 28, 2008 |
| Printed Name(s) of Debtor(s)                     | Signature of Debtor                     | Date              |
| Case No. (if known)                              | X                                       |                   |
|  | Signature of Joint Debtor (if any)      | Date              |
|  |   |                   |

# United States Bankruptcy Court Northern District of Illinois

|       |  | Northern District of Illinois                             |                        |                     |
|-------|--|---|------------------------|---------------------|
| In re | Carolyn A Wright                           |   | Case No.               |                     |
|       |  | Debtor(s)   | Chapter 13             |                     |
|       | VE   | CRIFICATION OF CREDITOR M                                 | ATRIX                  |                     |
|       |  | Number of   | Creditors:             | 18                  |
|       | The above-named Debtor(s) (our) knowledge. | hereby verifies that the list of credit                   | ors is true and correc | t to the best of my |
| Date: | November 28, 2008                          | /s/ Carolyn A Wright Carolyn A Wright Signature of Debtor |                        |                     |

Blatt Hasenmiller Leibsker & Moore 125 S. Wacker Suite 400 Chicago, IL 60606

Chase PO Box 15548 Wilmington, DE 19886

Chrysler Financial POB 2993 Milwaukee, WI 53201

Citimortgage, Inc. PO Box 183040 Columbus, OH 43218-3040

Collection Company of America PO Box 608 Tinley Park, IL 60477

Ecast Settlement P.O. Box 35480 Newark, NJ 07193-5480

First National Collection Bureau 3631 Warren Way Reno, NV 89509

Holiday Network c/o ES Financial 3200 Broadmoor Avenue SE Grand Rapids, MI 49512

LVNV Funding LLC Resurgent Capital Services P.O. Box 10587 Greenville, SC 29603-0587

North Shore Agency P.O. Box 8901 Westbury, NY 11590-8901 Oxford Management Services CS 9018 Melville, NY 11747

Portfolio Receivables Mgmt PO Box 41067 Norfolk, VA 23541

Reizman Berger, P.C. 7700 Bonhomme, 7th Fl Saint Louis, MO 63105

Resurgence Financial c/o Kaplan & Chaet, LLC 5215 Old Orchard Road, Ste. 300 Skokie, IL 60077

RMI 1110 Montlimar Drive Suite 545 Mobile, AL 36609

Roundup Funding LLC MS 550 PO Box 91121 Seattle, WA 98111-1121

Target National Bank 3901 W. 53rd Street Sioux Falls, SD 57106

TX Collect 2101 W. Ben White Blvd. #3 Austin, TX 78704